

summary judgment by the deadline of February 12, 2016. Counsel for the parties have discussed that in their professional opinion, mediation at this time would not be appropriate or fruitful.

II. PRAYER FOR RELIEF

The parties jointly request that the Court excuse them from mediating this case by February 15, 2016. The parties agree that the excusal from mediation in no way affects the pretrial conference set on May 18, 2016, or the jury selection and trial set on May 23, 2016.

Respectfully submitted,

/s/ Zachary H. Bowman

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CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of February 2016, I electronically filed the foregoing Joint Motion to Be Excused from Mediation with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following:

Method of Service	Party(ies)	Counsel
CM/ECF	Defendants	Charles S. Frigerio frigeriolaw1995@sbcglobal.net Law Offices of Charles S. Frigerio Riverview Towers 111 Soledad, Suite 840 San Antonio, Texas 78205 210-271-7877 210-271-0602—Fax

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